

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DAVID SABINO QUAIR,  
Plaintiff,  
v.  
WARDEN, et al.,  
Defendants.

Case No. [19-cv-01270-JD](#)

**ORDER OF DISMISSAL**

Re: Dkt. Nos. 9, 11

Plaintiff, a state prisoner, has filed a civil rights action. On multiple occasions, plaintiff was sent a notice that he had not paid the filing fee or submitted a complete application for leave to proceed in forma pauperis ("IFP"). He was allowed twenty-eight days to either pay the fee or file a proper application with all the required documents. More than twenty-eight days has passed and plaintiff has not paid the fee or filed a complete application to proceed IFP. Therefore, this case is **DISMISSED** without prejudice. Plaintiff's incomplete motions to proceed IFP (Docket Nos. 9, 11) are **DENIED**.

**IT IS SO ORDERED.**

Dated: May 3, 2019

  
\_\_\_\_\_  
JAMES DONATO  
United States District Judge

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NORTHERN DISTRICT OF CALIFORNIA

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Plaintiff,  
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**CERTIFICATE OF SERVICE**

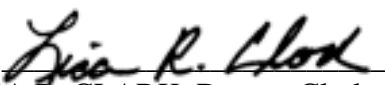
I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on May 3, 2019, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

David Sabino Quair ID: BG-0478  
CALIFORNIA INSTITUTION FOR MEN  
P.O. Box 600  
Chino, CA 91708

Dated: May 3, 2019

Susan Y. Soong  
Clerk, United States District Court

By:   
LISA R. CLARK, Deputy Clerk to the  
Honorable JAMES DONATO